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Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

MAY 31 1996

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

In the Matter of )  
 )  
Local Exchange Carriers' Rates, )  
Terms, and Condition for )  
Expanded Interconnection Through )  
Virtual Collocation for Special Access )  
and Switched Transport )

CC Docket No. 94-97  
Phase I

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**PETITION FOR INTERIM WAIVER**

Bell Atlantic<sup>1</sup> respectfully requests an interim waiver of the Commission's prescription of overhead loadings for virtual collocation services.<sup>2</sup> In the Order, the Commission prescribed maximum permissible overhead loadings for virtual collocation service based on its interim findings in the *Virtual Collocation Tariff Suspension Order*.<sup>3</sup> This waiver is needed in order to meet collocators requests for term pricing plans for virtual collocation. These and other provisions of the planned filing will result in savings to collocator customers.

The interim prescribed overhead loadings in the *Virtual Collocation Tariff Suspension Order* were derived based on a review of the comparable special access

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<sup>1</sup> The Bell Atlantic telephone companies ("Bell Atlantic") are Bell Atlantic-Delaware, Inc.; Bell Atlantic-Maryland, Inc.; Bell Atlantic-New Jersey, Inc.; Bell Atlantic-Pennsylvania, Inc.; Bell Atlantic-Virginia, Inc.; Bell Atlantic-Washington, D.C., Inc.; and Bell Atlantic-West Virginia, Inc.

<sup>2</sup> *Local Exchange Carriers' Rates, Terms, and Conditions for Expanded Interconnection*, 10 FCC Rcd 6375 (1995) ("Order").

<sup>3</sup> *Ameritech Operating Companies, et. al.*, 10 FCC Rcd 1960, Appendix C (1994) ("Virtual Collocation Tariff Suspension Order").

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service rates in effect at that time. In the intervening years, the "comparable" special access services and rates upon which the overhead loadings were based have been revised, primarily because of the Commission's requirement that access services be revised annually. Because of the rate changes in the "comparable" special access service, there is no longer a linkage between the prescribed overhead loadings which underlay the current virtual collocation rates and those contained in the current special access rates.

In an attempt to correct this broken linkage, Bell Atlantic filed a Motion To Vacate Prescription on September 1, 1995. In that motion, Bell Atlantic requested that the Commission vacate its prescription and apply its "comparable services" policy in a manner which would require that collocation overheads be no higher than those that are in comparable access services which are in effect at the time of filing of any revised collocation tariff. The motion is currently pending before the Commission.

In response to customer demands for pricing plan alternatives, Bell Atlantic proposes to file a new expanded interconnection offering which revises prices for virtual collocation, re-introduces physical collocation, and for the first time provides term pricing plans for both virtual and physical collocation. The term pricing plans and other provisions will allow for significant cost savings for collocators purchasing either virtual or physical collocation and are expected to constitute the bulk of the new demand.

To facilitate Bell Atlantic's proposed tariff filing, an interim waiver of the prescribed overhead loadings for virtual collocation is requested pending Commission action on the September 1995 Motion to Vacate Prescription. As demonstrated above, the proposed offering is in the public interest in that it will provide for immediate cost

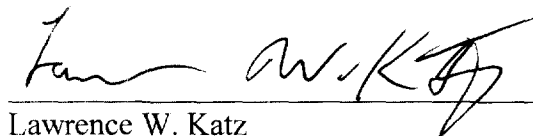
savings to current collocators, will expand the current offering to allow for physical collocation, and through term plan offerings will provide a pricing alternative that will result in even greater cost savings to current and future collocators. It will also enable Bell Atlantic to offer greatly reduced non-recurring charges at a time when many telecommunications providers will be seeking new physical collocations arrangements.

Accordingly, Bell Atlantic hereby requests that the Commission expeditiously grant an interim request to allow Bell Atlantic to utilize overhead loadings corresponding to those reflected in rates for comparable services in effect at the time the tariff is filed.

Respectfully Submitted,

**The Bell Atlantic Telephone  
Companies**

By their Attorney

A handwritten signature in black ink, appearing to read "Lawrence W. Katz", is written over a horizontal line.

Lawrence W. Katz

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